

DEP & REF

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2000 SEP -4 P11 4: 53

In re application of:
Klaus KOHLMANN-VON PLATEN et al.

Art Unit: 2891

Appl. No.: 10/541,819

Examiner: Bradley Smith

Confirmation No.: 4273

Filed: February 10, 2006

Atty. Docket No.: 31583-219318

For: METHOD FOR THE
PRODUCTION OF A
SEMICONDUCTOR COMPONENT

Customer No.

26694

PATENT TRADEMARK OFFICE

REQUEST FOR REFUND

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

ATTENTION: **Office of Finance
Refund Branch**

Sir:

This is a request for a refund in the amount of \$120.00, which should be applied to
Deposit Account No. 22-0261.

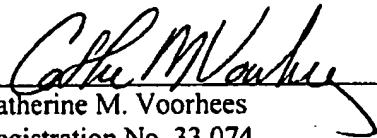
As evidenced by the attached Deposit Account Summary, Applicants were
charged \$120.00 for the first month extension fee. However, the Office Action dated
May 16, 2008 set a 3-month reply date. "A SHORTENED STATUTORY PERIOD FOR
REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS
LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION." See
attached Office Action mailed May 16, 2008.

Thus, Applicants had until August 16, 2008 to reply. The Response was filed on June 19, 2008, well in advance of the shortened statutory period expiration date. Consequently, no extension of time was required, and the deduction of \$120.00 was a mistake.

It is respectfully requested that \$120.00 be credited to our Deposit Account No. 22-0261, and acknowledgement of such credit be issued by the USPTO.

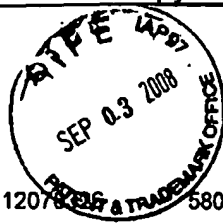
Respectfully submitted,

Date: September 3, 2008


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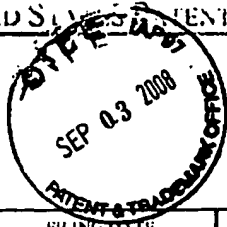
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07/16 130	12078326	58086-257608	2202	\$625.00	\$61,19
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07/16 10898	11643916	75183-237738	1504	\$300.00	\$59,24
07/16 90	2243985	39281-203359	6205	\$100.00	\$59,14
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07/16 97	2578327		6208	\$400.00	\$58,14
07/16 161	1499437		6205	\$100.00	\$58,04
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Washington, DC 20590
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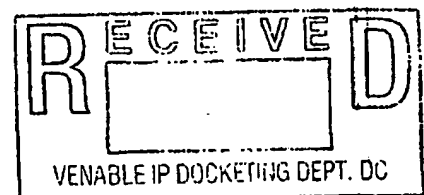
APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/541,819	02/10/2006	Klaus Kohlmann-Von Platen	31583-219318	4273
26694	7590	05/16/2008		
VENABLE LLP P.O. BOX 34385 WASHINGTON, DC 20043-9998				
			EXAMINER SMITH, BRADLEY	
			ART UNIT 2891	PAPER NUMBER
			MAIL DATE 05/16/2008	DELIVERY MODE PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

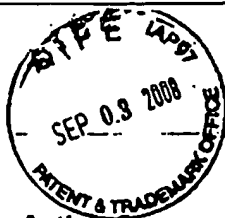
The time period for reply, if any, is set in the attached communication.

Response to non-final OA due
DOCKETED

CLIENT/MATTER # _____ ATTY _____
DUE DATE 8/16/08
FINAL DEADLINE 11/16/08
DKTED BY LM 5/20/08



REVIEWED BY JW
DATE 5-20-08



Office Action Summary

Application No.	Applicant(s)	
10/541,819	KOHLMANN-VON PLATEN ET AL.	
Examiner	Art Unit	
Bradley K. Smith	2891	

— The MAILING DATE of this communication appears on the cover sheet with the correspondence address —
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☐ Responsive to communication(s) filed on ____.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-18 is/are pending in the application.
- 4a) Of the above claim(s) ____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) ____ is/are allowed.
- 6) ☐ Claim(s) ____ is/are rejected.
- 7) ☐ Claim(s) ____ is/are objected to.
- 8) ☒ Claim(s) 1-18 are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on ____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. ____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. ____ |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date ____ | 6) <input type="checkbox"/> Other: ____ |

DETAILED ACTION

Election/Restrictions

Restriction is required under 35 U.S.C. 121 and 372.

This application contains the following inventions or groups of inventions which are not so linked as to form a single general inventive concept under PCT Rule 13.1.

In accordance with 37 CFR 1.499, applicant is required, in reply to this action, to elect a single invention to which the claims must be restricted.

Group I, claim(s) 1-9, drawn to a method.

Group II, claim(s) 10-18, drawn to a device.

The inventions listed as Groups I and II do not relate to a single general inventive concept under PCT Rule 13.1 because, under PCT Rule 13.2, they lack the same or corresponding special technical features for the following reasons: group II fails to disclose the power components are attached from the back side.

Applicant is advised that the reply to this requirement to be complete must include (i) an election of a species or invention to be examined even though the requirement may be traversed (37 CFR 1.143) and (ii) identification of the claims encompassing the elected invention.

The election of an invention or species may be made with or without traverse. To preserve a right to petition, the election must be made with traverse. If the reply does not distinctly and specifically point out supposed errors in the restriction requirement, the election shall be treated as an election without traverse.

Applicant is reminded that upon the cancellation of claims to a non-elected invention, the inventorship must be amended in compliance with 37 CFR 1.48(b) if one or more of the currently named inventors is no longer an inventor of at least one claim remaining in the application. Any amendment of inventorship must be accompanied by a request under 37 CFR 1.48(b) and by the fee required under 37 CFR 1.17(i).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Bradley K. Smith whose telephone number is 571-272-1884. The examiner can normally be reached on 10-6.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Bill Baumeister can be reached on 571-272-1722. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Bradley K Smith/
Primary Examiner, Art Unit 2891

Application/Control Number: 10/541,819
Art Unit: 2891

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Document code: WFEE

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Sales Receipt for Accounting Date: 07/17/2008

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Adjustment date: 09/05/2008 HDESTA1
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